

MINUTES

MONTANA SENATE 59th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: By **CHAIRMAN JIM ELLIOTT**, on February 3, 2005 at 8:02 A.M., in Room 405 Capitol.

ROLL CALL

Members Present:

Sen. Jim Elliott, Chairman (D)
Sen. Jerry W. Black (R)
Sen. Jon Ellingson (D)
Sen. Jeff Essmann (R)
Sen. Kelly Gebhardt (R)
Sen. Kim Gillan (D)
Sen. Dan Harrington (D)
Sen. Sam Kitzenberg (R)
Sen. Bob Story Jr. (R)
Sen. Ken Toole (D)

Members Excused: Sen. Trudi Schmidt (D)

Members Absent: None.

Staff Present: Kathleen Ely, Committee Secretary
Lee Heiman, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: None.
Executive Action: SB 250, SB 213, SB 292, SB 245,
SB 229, SB 261

00:01:31

EXECUTIVE ACTION ON SB 250

Motion: SEN. ELLINGSON moved that SB 250 DO PASS.

EXHIBIT(tas27a01)

00:06:20 Joe Shevlin, Certified Public Accountant, Helena

00:26:55 Jim McKeon, Department of Revenue

Motion/Vote: SEN. ELLINGSON moved that SB 250 BE AMENDED. Motion carried unanimously by voice vote.

EXHIBIT(tas27a02)

00:33:38 Dan Dodds, Office of Budget and Planning

Motion/Vote: SEN. ELLINGSON moved that SB 250 DO PASS AS AMENDED. Motion carried 7-4 by roll call vote with SEN. BLACK, SEN. ESSMANN, SEN. GEBHARDT, and SEN. STORY voting no and SEN. KITZENBERG and SEN. SCHMIDT voting by proxy.

00:43:19

EXECUTIVE ACTION ON SB 213

Motion: SEN. STORY moved that SB 213 DO PASS.

Motion/Vote: SEN. TOOLE moved that SB 213 BE AMENDED. Motion failed 2-8 by roll call vote with SEN. HARRINGTON and SEN. TOOLE voting aye and SEN. KITZENBERG and SEN. SCHMIDT voting no by proxy.

EXHIBIT(tas27a03)

00:52:09 David Klemp, Air Quality Bureau, Department of Environmental Quality

Motion/Vote: Motion carried 7-3 by roll call vote with SEN. HARRINGTON, SEN. SCHMIDT, and SEN. TOOLE voting no and SEN. KITZENBERG voting aye by proxy and SEN. SCHMIDT voting no by proxy.

01:21:03

EXECUTIVE ACTION ON SB 292

Motion: SEN. STORY moved that SB 292 DO PASS.

[EXHIBIT](#)(tas27a04)

Motion/Vote: SEN. STORY moved that SB 292 BE AMENDED. Motion carried unanimously by voice vote.

Motion/Vote: SEN. STORY moved that SB 292 BE AMENDED. Motion carried unanimously by voice vote.

[EXHIBIT](#)(tas27a05)

01:28:28 Anna Miller, Department of Natural Resources and Conservation

Motion/Vote: SEN. STORY moved that SB 292 BE AMENDED. Motion carried unanimously by voice vote.

Motion/Vote: SEN. STORY moved that SB 292 DO PASS AS AMENDED. Motion carried unanimously by voice vote.

01:31:37 SEN. TOOLE assumed the Chair.

EXECUTIVE ACTION ON SB 245

Motion: SEN. ELLIOTT moved that SB 245 DO PASS.

Motion/Vote: SEN. ELLIOTT moved that SB 245 BE AMENDED. Motion carried unanimously by voice vote.

[EXHIBIT](#)(tas27a06)

01:38:41 Mona Jamison, Montana Land Reliance

Motion/Vote: SEN. ELLIOTT moved that SB 245 BE AMENDED to change "majority" to "plurality". Motion carried unanimously by voice vote.

[EXHIBIT](#)(tas27a07)

Motion/Vote: SEN. ELLIOTT moved that SB 245 DO PASS AS AMENDED. Motion carried 10-1 by voice vote with SEN. ESSMANN voting no and SEN. SCHMIDT voting aye by proxy.

01:41:11 SEN. ELLIOTT resumed the Chair.

01:42:05 SEN. ELLINGSON excused.

01:42:12 SEN. KITZENBERG arrived.

01:42:51

EXECUTIVE ACTION ON SB 229

Motion: SEN. TOOLE moved that SB 229 DO PASS.

Motion/Vote: SEN. GEBHARDT moved that SB 229 BE AMENDED. Motion carried unanimously by voice vote. Motion carried 8-1 by voice vote with SEN. TOOLE voting no.

[EXHIBIT](#)(tas27a08)

Motion/Vote: SEN. GEBHARDT moved that SB 229 DO PASS AS AMENDED. Motion carried 10-1 by voice vote with SEN. TOOLE voting no and SEN. ELLINGSON and SEN. SCHMIDT voting aye by proxy.

EXECUTIVE ACTION ON SB 261

Motion: SEN. STORY moved that SB 261 DO PASS.

Motion/Vote: SEN. TOOLE moved that SB 261 BE AMENDED. Motion carried unanimously by voice vote.

[EXHIBIT](#)(tas27a09)

Motion/Vote: SEN. TOOLE moved that SB 261 DO PASS AS AMENDED. Motion carried unanimously by voice vote.

ADJOURNMENT

Adjournment: 9:56 A.M.

SEN. JIM ELLIOTT, Chairman

KATHLEEN ELY, Secretary

JE/ke

Additional Exhibits:

EXHIBIT ([tas27aad0.TIF](#))